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Of Attorneys for Defendants

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
EUGENE DIVISION

**AMBER GRILL and IRENE ALEXANDER,**

Case No. 10-6277-AA

Plaintiffs,

**DEFENDANTS' MOTION TO  
COMPEL PRODUCTION OF  
DOCUMENTS**

vs.

**CITY OF NEWPORT, et al.,**

**Pursuant to Fed. R. Civ. P. 37**

Defendants.

**ORAL ARGUMENT REQUESTED**

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**LR 7-1(a) AND FED. R. CIV. P. 37(a)(1) CERTIFICATION**

The undersigned counsel certifies that he has made a good faith effort through written correspondence, email correspondence, phone calls, and in person meetings with plaintiffs' counsel, in an effort to obtain discovery without court action, but has been unable to do so.

**MOTION**

Pursuant to Fed. R. Civ. P. 37, defendants move the court for an order as follows:

1. Requiring plaintiffs to produce the following documents:
  - a. All medical records concerning the physical injuries and the mental suffering or conditions for which plaintiffs seek recovery of damages in this lawsuit;
  - b. All medical bills or other records regarding any and all expenses paid by plaintiffs, or by anyone else on behalf of plaintiffs, including any insurance carrier, for injuries or conditions for which plaintiffs seek damages in this lawsuit;
  - c. All medical records of prior examination or treatment for any physical injury or mental condition of a similar nature to those for which plaintiffs are seeking recovery in this lawsuit; and
  - d. All documents which relate to criminal charges filed against plaintiffs at any time in their lives, including but not limited to, documents regarding arrests, prosecutions, convictions and incarcerations, including all records concerning the charges which were filed against plaintiffs as a result of the incident involved in this lawsuit.
2. Requiring plaintiffs to pay defendants' reasonable expenses incurred in making this motion, including attorney's fees.

This motion is supported by Defendants' Memorandum in Support of Motion to Compel Production of Documents, the Declaration of Ben Miller with attached exhibits, and the court's file.

DATED this 1st day of March, 2011.

HARRANG LONG GARY RUDNICK P.C.

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Of Attorneys for Defendants

### **CERTIFICATE OF SERVICE**

I certify that on March 1, 2011, I served or caused to be served a true and complete copy of the foregoing **DEFENDANTS' MOTION TO COMPEL PRODUCTION OF DOCUMENTS** on the party or parties listed below as follows:

  **X**   Via CM / ECF Filing  
       Via First Class Mail, Postage Prepaid  
       Via Email  
       Via Personal Delivery

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**CERTIFICATE OF SERVICE**